



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: LIAO, James K. *et al.*

Serial No.: 09/273445

Filed: March 19, 1999

For: **UPREGULATION OF TYPE III
ENDOTHELIAL CELL NITRIC OXIDE
SYNTHASE BY HMG-COA REDUCTASE
INHIBITORS**

Attorney Docket No.: ENI-028BCP

Group Art Unit: 1617

Examiner: Kim, Jennifer M.

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

"Express Mail" mailing label number: EV 378 821 934 US

Date of Deposit: June 8, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Signature

DeAnn F. Smith

Please Print Name of Person Signing

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

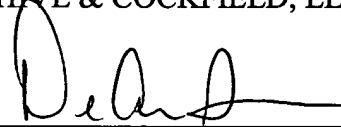
Applicants and their Attorney are aware of the following additional publications, listed on the attached PTO Form SB/08, and in accordance with 37 CFR §1.97 hereby submit these publications for the Examiner's consideration. A copy of each cited publication is enclosed.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be

construed *per se* as a representation that such publication is prior art. Moreover, the Applicants understand that the Examiner will make an independent evaluation of the cited publications.

In accordance with 37 CFR §1.97(c)(2) and §1.17(p), please charge the \$180.00 submission fee to our Deposit Order Account No. 12-0080. Please charge any necessary additional fees or credit any overpayments to our Deposit Order Account No. 12-0080.

Respectfully submitted,
LAHIVE & COCKFIELD, LLP



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Date: June 8, 2004

DFS/DLH/MXG/kvj
Enclosures



Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	09/273445
				Filing Date	March 19, 1999
				First Named Inventor	LIAO, James K.
				Art Unit	1617
				Examiner Name	Kim, Jennifer M.
Sheet	1	of	1	Attorney Docket Number	ENI-028BCP

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	B1	US 2003/0114515 A1	06-19-2003	Kaesemeyer	
	B2	US 2004/0006140 A1	01-08-2004	Kaesemeyer	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	B3	WO 1998/044893 A2, A3	10-15-1998	Kaesemeyer		
	B4	WO 2000/045809 A1	08-10-2000	Nitrosystems, Inc.		
	B5	WO 2000/056403 A1	09-28-2000	The Brigham and Women's Hospital, Inc.		
	B6	WO 2003/094909 A2, A3	11-20-2003	ENOS Pharmaceuticals, Inc.		
	B7	WO 2004/037203 A2	05-06-2004	ENOS Pharmaceuticals, Inc.		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²

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¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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